



DEPARTMENT OF THE NAVY

NAVAL SEA SYSTEMS COMMAND
1333 ISAAC HULL AVENUE
WASHINGTON NAVY YARD DC 20376-2101

IN REPLY REFER TO

5720

Ser SEA 00A5/DON-NAVY-2017-006502F

May 23, 2017

The Honorable Derek Kilmer
c/o Mr. Eric Williams
Member, House of Representatives
950 Pacific Avenue, Suite 1230
Tacoma, WA 98402

SUBJECT: YOUR FREEDOM OF INFORMATION ACT CASE DON-NAVY 2017-006502

Dear Mr. Kilmer:

This is in reference to your Freedom of Information Act (FOIA) request dated May 15, 2017. Your request was received in our office on May 17, 2017 and assigned case number DON-NAVY-2017-006502.

DoD Components are not obligated to create, compile, or answer questions to satisfy a FOIA request. In this case, your constituent previously filed a FOIA request on April 3, 2017 and was assigned case number DON-NAVY-2017-5032. The FOIA Coordinator at Puget Sound Naval Shipyard and Intermediate Maintenance Facility processed that request and provided the attached response to that request.

If you have any questions concerning the status of your request, please contact Ms. Ginger Dolan by telephone 202-781-3359 and cite the case number provided above. You can also email us at navseafoia@navy.mil.

Sincerely,


DONNA M. HAMLIN
By direction

Enclosure

From: [Kelly, Wendy M CIV PSNS&IMF, Code 107](#)
To: [Woolley, Brittany A CIV PSNS&IMF, Code 107](#)
Subject: FW: FOUO: Referral to EEO
Date: Tuesday, May 02, 2017 14:32:57

-----Original Message-----

From: Kasper, Ray J CIV PSNS&IMF, Code 100CE
Sent: Tuesday, May 02, 2017 10:34 AM
To: Kelly, Wendy M CIV PSNS&IMF, Code 107
Subject: FW: FOUO: Referral to EEO

Wendy

Here is the email Chuck sent to (b) (6) on 26 April 2017.

VR

Ray Kasper

-----Original Message-----

From: Horst, Chuck CIV PSNS&IMF, Code 100CE
Sent: Wednesday, April 26, 2017 5:42 AM
To: (b) (6)
Cc: Kasper, Ray J CIV PSNS&IMF, Code 100CE
Subject: FOUO: Referral to EEO

(b) (6)

We have contacted PSNS & IMF EEO regarding your complaint. According to their records; you spoke with one of their representatives but have not filed a complaint. An EEO matter can only be handled through EEO channels so please contact your EEO rep if you want to see resolution to any kind of harassment issues.

In reviewing your case and interviewing you, it is our opinion that you are following proper procedures by working with your union representative in the grievance process. Again, follow through with the formal process that is designed to resolve the issues you are currently experiencing.

We have referred you to the Human Resources workers compensation specialist. Please contact them and continue to work towards resolve. Further continue working with your workers compensation union rep. Finding a physician is also not within the scope of this office.

We would like to contact Code 105 leadership and let them know your concerns regarding your present physical condition and going back to RCTQS. With your permission we can call and voice those concerns for further consideration.

We will close the case with concurrence of the CO within the next few days.

VR

Chuck Horst
Hotline Program Manager
Code 100CE
Ph. (360) 476-8892
Fax (360) 476-0380

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DEPARTMENT OF THE NAVY

PUGET SOUND NAVAL SHIPYARD
AND INTERMEDIATE MAINTENANCE FACILITY
1400 FARRAGUT AVENUE STOP 2090
BREMERTON WASHINGTON 98314-2090

IN REPLY REFER TO

5041

Ser 100CE/004

26 Apr 2017

MEMORANDUM

From: Director, Command Evaluation and Review (Code 100CE)
To: Commander, Puget Sound Naval Shipyard and Intermediate
Maintenance Facility

Subj: NAVSEA INSPECTOR GENERAL HOTLINE COMPLAINT REFERRAL
NIGHTS CASE# 201700858, COMMAND DIRECTED INVESTIGATION
2017-09

1. On 04 April 2017, the PSNS & IMF Commanding Officer CAPT Markle, forward the referral of NAVSEA Inspector General Hotline complaint letter, 5041, Ser 00N/093, dated 27 March 2017, to the PSNS & IMF CERO, for actions deemed appropriate. The allegations indicated a PSNS and IMF employee (b)(6) (b)(6), disputed a letter of reprimand (b)(6) received on 27 January 2017 for leaving (b)(6) assigned worksite without permission, disrespect towards and instructor and disrupting class and instructor. (b)(6) (b)(6) further indicated (b)(6) was dissatisfied with (b)(6) local EEO and NAVSEA EEO Office for not investigating (b)(6) concerns.

2 (b)(6) (b)(6) is currently grieving the letter of reprimand and pursuing an Alternative Dispute Resolution (ADR) with advocacy from the Bremerton Metal Trades Council (BMTTC) Union. The PSNS & IMF/PACFLT Human Resources Office (HRO) is highly aware, active in the case and working with management, assuring proper procedures for issuing a conduct letter of reprimand.

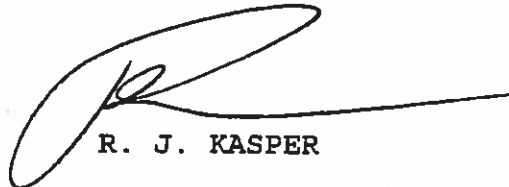
3. The Human resources specialist informed the CERO that the grievance process is in the third and final stage of ADR but is on hold due to limited union representation. According to HRO representatives, they have contacted Code (b)(6) leadership and they were in agreement with the Letter of Reprimand through stage two. Code (b)(6) leadership contacted RCTQS Norfolk and along with HRO concurrence, found that no investigation was necessary. (b)(5) (b)(5) The contract instructor, weather before the start of the safety brief or during the brief, was responsible for employee awareness of possible prostitution activities in the area. According to the PSNS & IMF/PACFLT EEO office, (b)(6) (b)(6) did present at their office but did not file a complaint.

Subj: NAVSEA INSPECTOR GENERAL HOTLINE COMPLAINT REFERRAL
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4. CERO interviewed the complainant (b)(6), (b)(6), (b)(6) confirmed in (b)(6) interview that (b)(6) is in the process of grievance with BMTC. (b)(6) (b)(6) said (b)(6) has contacted Equal Employment Opportunity (EEO) Office, claimed (b)(6) filed a complaint, wasn't sure if it was a sexual harassment complaint or it was a complaint about how (b)(6) was treated after leaving the classroom to take a phone call. The CERO is referring (b)(6) (b)(6) back to EEO to make a formal complaint and follow proper EEO processes.

5. During the CERO interview, (b)(6) (b)(6) main concerns were the lack of ombudsman representation for the introductory instructional module at Norfolk, (b)(6) current inability to find a physician to take (b)(6) Workers Compensation Claim and the possible inability to complete the coursework required for (b)(6) position due to (b)(6) injury. The CERO is referring (b)(6) (b)(6) back to PSNS & IMF/PACFLT HRO workman's compensation specialist for assistance. CERO will make Code (b)(6) management and HRO aware of (b)(6) (b)(6) concerns regarding course work.

6. (b)(5) (b)(5) (b)(5) (b)(5) (b)(5) (b)(5) The allegation of sexual harassment by a contractor must be dealt with through EEO and the primary contracting vehicle. The PSNS & IMF CERO has no authority to investigate contractors. All formal referrals are to be made by 26 April 2017. (b)(5) (b)(5) (b)(5) (b)(5) (b)(5) Case will be closed as of the date of concurrence by PSNS & IMF Commanding officer.


R. J. KASPER

Copy to:
COMNAVSEASYS COM (SEA 04)
COMNAVSEASYS COM (SEA 00N)